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U.S. DISTRICT COURT E.D.N.Y.  
★ APR 27 2010 ★

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April 16, 2010

Senior Judge I. Leo Glasser  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Attn: Chambers Rm 921 South

Re: Weintraub v. Board of Education of the City of New York et al.  
Docket No.: CV- 00 4384 (ILG)

Honorable Sir:

On April 12, 2010 the Second Circuit Court of Appeals denied the petition for rehearing and *en banc* consideration. I have every intention of petitioning the United States Supreme Court for a Writ of Certiorari. I will keep the Court advised as to when the Writ is to be filed. Petitioner has ninety days from the date of the filing of the Court of Appeals denial of April 12, 2010.

Very truly yours,

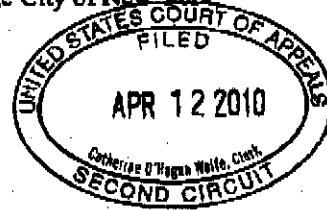
  
RICHARD A. ENGELBERG

RAE:ap

cc: Eric Eichenholtz, Esq.  
Corporation Counsel of the City of New York

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

At a stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York on the 12<sup>th</sup> day of April, two thousand and ten.



DAVID H. WEINTRAUB,

Petitioner-Appellant,

Docket No. 07-2376 -cv

-- v. --

BOARD OF EDUCATION OF THE CITY SCHOOL DISTRICT OF THE CITY OF NEW YORK, COMMUNITY SCHOOL DISTRICT 32, CITY OF NEW YORK, DOUGLAS GOODMAN, DAISY O'GORMAN, FELIX VAZQUEZ, FRANK MILLER, AIDA SERRANO, LAWRENCE BECKER, JERRY CIOFFI,

Respondents-Appellees.

David Weintraub having filed a petition for panel rehearing, or, in the alternative, for rehearing *en banc*, and the panel that determined the appeal having considered the request for panel rehearing, and the active members of the Court having considered the request for rehearing *en banc*,

IT IS HEREBY ORDERED that the petition is denied.

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk

A handwritten signature of Catherine O'Hagan Wolfe, with a circular court seal partially visible behind it.